



part of #8

Atty. Dkt. No. 062834-0202

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PATENT AND TRADEMARK OFFICE EMPLOYEE**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Michael J. BURK  
  
Title: SYSTEM, METHOD AND  
COMPUTER PROGRAM  
PRODUCT FOR PRICE AUDITING  
IN A SUPPLY CHAIN  
MANAGEMENT FRAMEWORK  
  
Appl. No.: 09/815,590  
  
Filing Date: 03/23/2001  
  
Examiner: Unassigned  
  
Art Unit: 2167

**RECEIVED**  
FEB 12 2003  
**GROUP 3600**

**PROPRIETARY INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR 1.56 AND MPEP §§ 724**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

The following is a listing of co-pending U.S. patent applications; which relate(s)  
to the above-identified application.

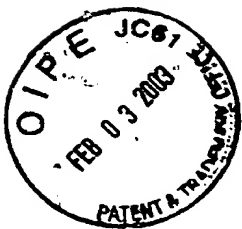
*Considered  
P.T. 9/28/03*

<u>SERIAL NO.</u>	<u>FILING DATE</u>	<u>SERIAL NO.</u>	<u>FILING DATE</u>
09/815,463	March 23, 2001	09/815,777	March 23, 2001
09/815,489	March 23, 2001	09/815,792	March 23, 2001
09/815,490	March 23, 2001	09/815,813	March 23, 2001
09/815,515	March 23, 2001	09/815,830	March 23, 2001
09/815,559	March 23, 2001	09/815,845	March 23, 2001
09/815,580	March 23, 2001	09/815,864	March 23, 2001
09/815,598	March 23, 2001	09/815,893	March 23, 2001
09/815,606	March 23, 2001	09/815,894	March 23, 2001
09/815,660	March 23, 2001	09/815,897	March 23, 2001
09/815,668	March 23, 2001	09/815,899	March 23, 2001
09/815,688	March 23, 2001	09/815,973	March 23, 2001
09/815,715	March 23, 2001	09/815,989	March 23, 2001
09/815,725	March 23, 2001	09/816,021	March 23, 2001
09/815,727	March 23, 2001	09/816,033	March 23, 2001
09/815,729	March 23, 2001	09/816,048	March 23, 2001
09/815,731	March 23, 2001	09/816,069	March 23, 2001
09/815,734	March 23, 2001	09/816,075	March 23, 2001
09/815,759	March 23, 2001	09/816,083	March 23, 2001

<u>SERIAL NO.</u>	<u>FILING DATE</u>	<u>SERIAL NO.</u>	<u>FILING DATE</u>
09/816,092	March 23, 2001	09/816,430	March 23, 2001
09/816,101	March 23, 2001	09/816,431	March 23, 2001
09/816,121	March 23, 2001	09/816,434	March 23, 2001
09/816,151	March 23, 2001	09/816,454	March 23, 2001
09/816,160	March 23, 2001	09/816,455	March 23, 2001
09/816,167	March 23, 2001	09/816,471	March 23, 2001
09/816,187	March 23, 2001	09/816,488	March 23, 2001
09/816,203	March 23, 2001	09/816,491	March 23, 2001
09/816,212	March 23, 2001	09/816,495	March 23, 2001
09/816,231	March 23, 2001	09/816,503	March 23, 2001
09/816,249	March 23, 2001	09/816,507	March 23, 2001
09/816,268	March 23, 2001	09/816,536	March 23, 2001
09/816,269	March 23, 2001	09/816,537	March 23, 2001
09/816,285	March 23, 2001	09/816,543	March 23, 2001
09/816,296	March 23, 2001	09/816,553	March 23, 2001
09/816,314	March 23, 2001	09/816,555	March 23, 2001
09/816,331	March 23, 2001	09/816,560	March 23, 2001
09/816,349	March 23, 2001	09/816,561	March 23, 2001
09/816,357	March 23, 2001	09/816,564	March 23, 2001
09/816,358	March 23, 2001	09/816,565	March 23, 2001
09/816,388	March 23, 2001	09/816,567	March 22, 2001
09/816,412	March 23, 2001	09/816,576	March 23, 2001
09/816,413	March 23, 2001	09/816,582	March 23, 2001
09/816,414	March 23, 2001	09/816,881	March 23, 2001
09/816,420	March 23, 2001	09/816,896	March 23, 2001
09/816,421	March 23, 2001	09/816,922	March 23, 2001
09/816,422	March 23, 2001	09/816,944	March 23, 2001
09/816,424	March 23, 2001	09/816,976	March 23, 2001
09/816,426	March 23, 2001	09/834,465	April 13, 2001
09/816,427	March 23, 2001	09/834,600	April 13, 2001
09/816,428	March 23, 2001	09/834,838	April 13, 2001
09/816,429	March 23, 2001	09/834,924	April 13, 2001

Applicant considers the aforementioned documents and the disclosure of their existence as pending applications to constitute proprietary information. This Information Disclosure Statement is not intended as an admission either that the listed applications constitute prior art against the claims of the present application or that the listed applications are material to patentability as defined in 37 C.F.R. §1.56(b).

Applicant assumes that the examiner will have access to all of the references cited in the applications. However, if the examiner wishes applicants to submit copies of the references cited in the listed applications, the examiner is encouraged to inform applicants.



Atty. Dkt. No. 062834-0202

Accompanying this Proprietary Information Disclosure Statement is a transmittal letter indicating that the materials contained herein are proprietary, as required by MPEP § 724.02.

**TIMING OF THE DISCLOSURE**

The instant Information Disclosure Statement is being filed in compliance with 37 CFR § 1.97(B) prior to the mailing date of the first official action.

Applicant respectfully requests that the Examiner consider the foregoing information and provide in the next official communication the information set forth in MPEP § 724.04(a), particularly the information under item (3), so that the applicant can, if appropriate, subsequently file a petition to expunge those materials, as provided according to MPEP § 724.05.

Respectfully submitted,

Date

2/3/03

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Customer Number: 22428



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PATENT TRADEMARK OFFICE

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William T. Ellis  
Attorney for Applicant  
Registration No. 26,874

Should additional fees be necessary in connection with the filing of this paper, or if a petition for extension of time is required for timely acceptance of same, the Commissioner is hereby authorized to charge Deposit Account No. 19-0741 for any such fees; and applicant(s) hereby petition for any needed extension of time.

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449B/PTO				Complete if Known		
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Application Number	09/815,590	
Date Submitted: October 24, 2002				Filing Dat	03/23/2001	
(use as many sheets as necessary)				First Nam d Inventor	Michael J. BURK	
				Group Art Unit	2167	
				Examiner Name	Unassigned	
				Attorney Docket Number	062834-0202	
Sheet	1	of	1			

[illegible][illegible]

**OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS**

Examiner Signature		Date Considered	8/20/03
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Unique citation designation number. 2 See attached Kinds of U.S. Patent Documents. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.  
<sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

**Burden Hour Statement:** This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, D.C. 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:** Assistant Commissioner for Patents, Washington, D.C. 20231.

part of # 4

<b>Form 1449 (Modified)</b>  <b>Information Disclosure Statement By Applicant</b>  (Use Several Sheets if Necessary)	Atty. Docket No. RSI1P066 Applicant: Michael James Burk, et al. Filing Date: 3/23/01	Application No.: 09/815,590  Group Art Unit: 2167 3627
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U.S. Patent Documents

Technology Center 2100

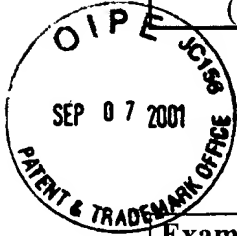
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SEP 07 2001

Examiner Initial	No.	Patent No.	Date	Patentee	Class	Sub-class	Filing Date
PZ	A	6,167,380	12/26/00	Kennedy et al.	705	10	02/18/97
	B	6,151,582	11/21/00	Huang et al.	705	8	02/24/97
	C	6,115,690	09/05/00	Wong	705	7	12/22/97
	D	5,983,198	11/09/99	Mowery et al.	705	22	04/23/96
	E	5,974,395	10/26/99	Bellini et al.	705	9	08/21/96
	F	5,963,919	10/05/99	Brinkley et al.	705	28	12/23/96
	G	5,953,707	09/14/99	Huang et al.	705	10	02/21/97
	H	5,914,878	06/22/99	Yamamoto et al.	364	468.13	07/22/97
	I	5,884,300	03/16/99	Brockman	707	2	05/01/97
	J	5,774,868	06/30/98	Cragun et al.	705	10	12/23/94
	K	5,771,172	06/23/98	Yamamoto et al.	364	468.13	07/22/97
	L	5,765,143	06/09/98	Sheldon et al.	705	28	03/10/95
	M	5,687,322	11/11/97	Deaton et al.	395	214	06/01/95

Foreign Patent or Published Foreign Patent Application

Examiner Initial	No.	Document No.	Publication Date	Country or Patent Office	Class	Sub-class	Translation	
							Yes	No
PZ	N	00/51038	31.08.00	WO- PCT	G06F	17/40		
PZ	O	99/67729	29.12.99	WO- PCT	G06F	17/60		
Examiner <i>PZ</i>				Date Considered <i>8/29/03</i>				

Form 1449 (Modified)	Atty. Docket No. RSI1P066	Application No.: 09/815,590
Information Disclosure Statement By Applicant	Applicant: Michael James Burk, et al.	Group Art Unit: 2167 3627
(Use Several Sheets if Necessary)	Filing Date: 3/23/01	



### Other Documents

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Technology Center 2100

Examiner Initial	No.	Author, Title, Date, Place (e.g. Journal) of Publication
P		<a href="http://www.zdnet.com/ecommerce/stories/main/0,10475,2601706,00.html">www.zdnet.com/ecommerce/stories/main/0,10475,2601706,00.html</a> - "Supply chain gets cold cuts"
Q		<a href="http://www.foodlogistics.com/archives/jul00/jul00-coverstory.html">http://www.foodlogistics.com/archives/jul00/jul00-coverstory.html</a> - "Cover Story: Supply Chain Management Quarterly Efficient Foodservice Response Moving Towards Efficiency"
R		<a href="http://www.localbusiness.com/Story/Print/0,1197,NOCITY_55953,00.html">http://www.localbusiness.com/Story/Print/0,1197,NOCITY_55953,00.html</a> "MindFlow: Purchasing Savvy"
S		<a href="http://freespace.virgin.net/heathcote.echain/white_paper_4.htm">http://freespace.virgin.net/heathcote.echain/white_paper_4.htm</a> "e-Chain Solutions Limited, White Paper 4 - Efficient Foodservice Response (EFR)"
T		<a href="http://www.startmag.com/v3n9/v3n9p060.asp">http://www.startmag.com/v3n9/v3n9p060.asp</a> "Start - November 1999, v3n9 The Virtual Supply Chain"
U		<a href="http://www.p21.com/acclaim/supply-chain.html">http://www.p21.com/acclaim/supply-chain.html</a> "Supply Chain Management"
V		<a href="http://www.sap.com/press/fs_scm.htm">http://www.sap.com/press/fs_scm.htm</a> "mySAP.com <sup>TM</sup> Supply Chain Management"
W		<a href="http://www.foodlogistics.com/esupply/esupply/section3.html">http://www.foodlogistics.com/esupply/esupply/section3.html</a> "An E-Powered Supply Chain"
X		<a href="http://www.supplychainbrain.com/news/">http://www.supplychainbrain.com/news/</a> "Supply Chain Brain Quick Read Newsletter February 21, 2001"
Examiner <u>R. Z</u>		Date Considered <u>8/29/03</u>

**Examiner:** Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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MODIFIED PTO/SB/08 (08-00)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449B/PTO

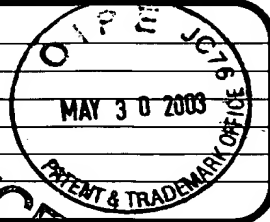
**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

Date Submitted: May 30, 2003

(use as many sheets as necessary)

**Complete if Known**

Application Number	09/815,590
Filing Date	03/23/2001
First Named Inventor	Michael J. BURK
Group Art Unit	2467 3627
Examiner Name	Unassigned
Attorney Docket Number	062834-0202



Sheet 1 of 2

**U.S. PATENT DOCUMENTS**

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Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
PR	A1	4,713,761		Sharpe et al.	12-15-1987	
	A2	4,799,156		Shavit et al.	01-17-1989	
	A3	5,305,199		LoBiondo et al.	04-19-1994	
	A4	5,712,989		Johnson et al.	01-27-1998	
	A5	5,758,329		Wojcik et al.	05-26-1998	
	A6	5,884,300		Brockman	03-16-1999	
	A7	5,893,076		Hafner et al.	04-06-1999	
	A8	5,970,469		Scroggie et al.	10-19-1999	
	A9	5,970,475		Barnes et al.	10-19-1999	
	A10	6,064,981		Barni et al.	05-16-2000	
	A11	6,134,557		Freeman	10-17-2000	
	A12	6,138,106		Walker et al.	10-24-2000	
	A13	6,148,291		Radican	11-14-2000	
	A14	6,157,915		Bhaskaran	12-05-2000	
	A15	6,219,653	B1	O'Neill et al.	04-17-2001	
	A16	6,263,317	B1	Sharp et al.	07-17-2001	
	A17	6,324,522	B2	Peterson et al.	11-27-2001	
	A18	6,341,271	B1	Salvo et al.	01-22-2002	
	A19	6,393,408	B1	Mosher et al.	05-21-2002	
	A20	6,418,416	B1	Rosenberg et al.	07-09-2002	
	A21	2002/0019759	A1	Arunapuram et al.	02-14-2002	

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
PR	A22	JP	2002236730 A		SUGIOKA, MIKIO	08-23-2002		

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>6</sup>
PR	A23	Information on Deal Time International, 1998-2002	

Examiner  
Signature

Date  
Considered

9/29/03

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

<sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449B/PTO

**Date Submitted: May 30, 2003**

*(use as many sheets as necessary)*

Sheet	2	of	2
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**Complete if known**

<b>Application Number</b>	09/815,590
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<b>Filing Date</b>	03/23/2001
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**First Named Inventor** Michael J. BURR

### Group Art Unit

Examiner Name	Unassigned
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Attorney Docket Number 062834-0202

MAY 30 2003

Examiner  
Initials\*Cite  
No.<sup>1</sup>

Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.

T<sup>6</sup>

A24	Information on Circuit City Stores, Inc., 1996-2002
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A25	"Deal Time.com Spiders Web for Bargains", Mary Hillebrand, 30 June, 1999, E-Commerce Times
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**Examiner  
Signature**

Date  
Considered

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